

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Paul Michael Harris**

Docket No. **294375**

L.C. No. **09-010614-01-FH**

Christopher M. Murray, Judge, acting under MCR 7.211(E)(2), orders:

The prosecutor's confession of error is accepted and the matter is REMANDED to the trial court for the ministerial task of correcting the judgment of sentence to reflect that defendant's sentences of two years' imprisonment for the felony-firearm conviction and one year's probation for the felonious assault conviction are to run concurrently. The trial court erred in imposing consecutive sentences when the sentence imposed for the predicate felony is a term of probation. *People v Brown*, 220 Mich App 680, 682 (1996). The trial court shall ensure that the corrected judgment of sentence is transmitted to the Department of Corrections. The matter is REMANDED for correction of the judgment of sentence. We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**JAN 27 2010**

Date

*Sandra Schultz Mengel*  
Chief Clerk